



Docket No.: M4065.0609/P609-C
(PATENT)
DRAFT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Jiutao Li

Confirmation No.: 6244

Application No.: 10/758,008

Allowed: August 5, 2005

Filed: January 16, 2004

Group Art Unit: 2815

For: AGGLOMERATION ELIMINATION
FOR METAL SPUTTER
DEPOSITION OF
CHALCOGENIDES

Examiner: Jesse A. Fenty

**APPLICANT'S COMMENTS ON EXAMINER'S STATEMENT OF REASONS
FOR ALLOWANCE**

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

While Applicant does not disagree with the Examiner's stated reasons for allowance, Applicant notes that the claims define further unique combinations of limitations not found in the prior art. Therefore, the stated reasons for allowance should be interpreted as highlighting only some of the reasons why the claims are allowable.

Application No.: 10/758,008

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As usual, the scope of the claims should be interpreted based on the actual language of the allowed claims, and no further limitation of the claims should be inferred from the Examiner's Statement of Reasons For Allowance.

Dated: September 16, 2005

Respectfully submitted,

By 

Thomas J. D'Amico

Registration No.: 28,371

Elizabeth Parsons

Registration No.: 52,499

DICKSTEIN SHAPIRO MORIN &

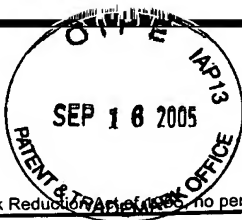
OSHINSKY LLP

2101 L Street NW

Washington, DC 20037-1526

(202) 785-9700

Attorneys for Applicant



Under the Paperwork Reduction Project of 1996, no person is required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). FEE TRANSMITTAL For FY 2005		Complete if Known	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	10/758,008-Conf. #6244
TOTAL AMOUNT OF PAYMENT (\$) 1,715.00		Filing Date	January 16, 2004
		First Named Inventor	Jiutao Li
		Examiner Name	J. A. Fenty
		Art Unit	2815
		Attorney Docket No.	M4065.0609/P609-C

METHOD OF PAYMENT (check all that apply)	
<input type="checkbox"/> Check	<input checked="" type="checkbox"/> Credit Card
<input type="checkbox"/> Money Order	<input type="checkbox"/> None
<input type="checkbox"/> Other (please identify): _____	
<input checked="" type="checkbox"/> Deposit Account	Deposit Account Number: <u>04-1073</u> Deposit Account Name: <u>Dickstein Shapiro Morin & Oshinsky LLP</u>
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below	<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17	<input checked="" type="checkbox"/> Credit any overpayments

FEE CALCULATION							
1. BASIC FILING, SEARCH, AND EXAMINATION FEES							
	FILING FEES		SEARCH FEES		EXAMINATION FEES		
		Small Entity		Small Entity		Small Entity	
Application Type	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fees Paid (\$)
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
							Small Entity
							Fee (\$)
2. EXCESS CLAIM FEES							Fee (\$)
Fee Description							Fee (\$)
Each claim over 20 (including Reissues)							50
Each independent claim over 3 (including Reissues)							200
Multiple dependent claims							360
Total Claims 11 - 29 = _____ x _____ = _____							Multiple Dependent Claims
Extra Claims _____ x _____ = _____							Fee (\$)
Fee Paid (\$) _____							Fee Paid (\$)
Indep. Claims 7 - 7 = _____ x _____ = _____							
Extra Claims _____ x _____ = _____							
Fee Paid (\$) _____							
3. APPLICATION SIZE FEE							
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).							
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof		Fee (\$)	Fee Paid (\$)		
_____ - 100 = _____	_____ / 50	_____ (round up to a whole number) x _____		= _____	_____		
							Fees Paid (\$)
4. OTHER FEE(S)							
Non-English Specification, \$130 fee (no small entity discount)							1,400.00
Other (e.g., late filing surcharge): 1501 Utility issue fee							300.00
1504 Publication fee for early, voluntary, or normal ...							15.00
8001 Printed copy of patent w/o color							

SUBMITTED BY		Registration No.	Telephone
Signature		28,371	(202) 828-2232
Name (Print/Type)	Thomas J. D'Amico	Date	September 16, 2005